

803 KAR 2:305. Powered platforms, manlifts, and vehicle-mounted work platforms.

RELATES TO: KRS 338.015(1), (2), 338.051, 338.061, 29 C.F.R. 1910.66-1910.68

STATUTORY AUTHORITY: KRS 338.051(3), 338.061

NECESSITY, FUNCTION, AND CONFORMITY: KRS 338.051(3) requires the Kentucky Occupational Safety and Health Standards Board to promulgate occupational safety and health administrative regulations and authorizes the chairman of the board to adopt established federal standards without board approval if necessary to meet federal time requirements. 29 C.F.R. 1910.66-1910.68 authorizes federal requirements relating to powered platforms, manlifts, and vehicle-mounted work platforms. This administrative regulation establishes the powered platforms, manlifts, and vehicle-mounted work platform standards to be enforced by the Department of Workplace Standards in general industry.

Section 1. Definitions. (1) "Assistant Secretary of Labor" means Secretary, Labor Cabinet, or Commissioner, Department of Workplace Standards, Labor Cabinet.

(2) "C.F.R." means Code of Federal Regulations.

(3) "Employee" is defined by KRS 338.015(2).

(4) "Employer" is defined by KRS 338.015(1).

Section 2. Except as modified by the definitions in Section 1 of this administrative regulation, general industry shall comply with the following federal requirements published by the Office of the Federal Register, National Archives and Records Services, General Services Administration:

(1) 29 C.F.R. 1910.66-1910.68 and Appendices, effective July 1, 2016; and

(2) The amendments to 29 C.F.R. 1910.67 as published in the November 18, 2016 Federal Register, Volume 81, Number 223. (16 Ky.R. 686; eff. 12-15-1989; Am. 1697; eff. 4-12-1990; 17 Ky.R. 1843; eff. 1-6-1991; 23 Ky.R. 1696; eff. 12-13-1996; 33 Ky.R. 3501; 34 Ky.R. 29; eff. 8-6-2007; 35 Ky.R. 1289; 1754; eff. 3-6-2009; TAm eff. 7-12-2012; 42 Ky.R. 116, 683; eff. 10-2-2015; 43 Ky.R. 1269; eff. 3-31-2017.)